

New York  
Northern California  
Washington DC  
São Paulo  
London

Paris  
Madrid  
Tokyo  
Beijing  
Hong Kong

**Davis Polk**

## MEMORANDUM ENDORSEMENT

**Paul Spagnoletti**

Davis Polk & Wardwell LLP 212 450 4577 tel  
450 Lexington Avenue 212 701 5577 fax  
New York, NY 10017 paul.spagnoletti@davispolk.com

April 6, 2020

### VIA ECF

Honorable Gabriel W. Gorenstein, United States Magistrate Judge  
Daniel Patrick Moynihan United States Courthouse, 500 Pearl St.  
New York, New York 10007

Re: *Am. Bankers Ass'n v. SS&C Techs., Inc.* No. 19-CV-11592

Dear Judge Gorenstein:

Defendant SS&C Technologies, Inc. ("SS&C") and Plaintiff American Bankers Association ("ABA") respectfully submit this joint letter in the above-captioned action to request that Your Honor adjourn the telephonic settlement conference scheduled for April 20, 2020 at 10:00 a.m.

Pursuant to Paragraph 8 of Your Honor's Standing Order Applicable to Telephonic Settlement Conferences, SS&C and ABA contacted Chambers via telephone to request an alternative available date and time, but were unable to reach anyone.

Counsel for the parties and their clients are available at any time on April 22 and 23, 2020 and request that the telephonic settlement conference be rescheduled for one of those dates, or on another date convenient for Your Honor.

Respectfully submitted,

DAVIS POLK & WARDWELL LLP

AXINN VELTROP & HARKRIDER LLP

/s/ Paul Spagnoletti

Paul Spagnoletti  
Paul S. Mishkin  
Alexa B. Lutchen  
450 Lexington Avenue  
New York, NY 10017  
Telephone: 212.450.4292  
Facsimile: 212.701.5292  
paul.spagnoletti@davispolk.com  
paul.mishkin@davispolk.com

*Attorneys for Defendant  
SS&C Technologies, Inc.*

/s/ John Tanski

John Tanski  
Drew Hillier  
90 State House Square  
Hartford, CT 06103  
Telephone: 860.275.8100  
Facsimile: 860.275.8101  
jtanski@axinn.com  
dhillier@axinn.com

Aziz Burgy (admitted Pro Hac Vice)  
950 F Street, NW  
Washington, DC 20004  
Telephone: 202.912.4700

April 6, 2020

**The Court is surprised that counsel were unable to use the Chambers voicemail system to reach Chambers staff. In the future, please attempt to use the system again. In any event, the Court has availability on April 23, 2020 at 10:00 a.m. The settlement conference is adjourned to that date. Submissions are due April 17, 2020.**

**So ordered.**

**Dated: April 6, 2020**



---

GABRIEL W. CORENSTEIN  
United States Magistrate Judge

Facsimile: 202.912.4701  
aburgy@axinn.com

Eva Yung  
Eric Dunbar  
114 West 47th Street  
New York, NY 10036  
Telephone: 212.728.2200  
Facsimile: 212.728.2201  
eyung@axinn.com  
edunbar@axinn.com

*Attorneys for Plaintiff  
American Bankers Association*